



Honorable Gregg W. Zive  
United States Bankruptcy Judge



Entered on Docket  
December 27, 2012

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UNITED STATES BANKRUPTCY COURT  
DISTRICT OF NEVADA

|                       |   |   |
|-----------------------|---|---|
| In re:                | ) | CASE NO: BK-N-10-51372-gwz              |
|                       | ) |   |
| ROGER PIERRE BAYLOCQ, | ) | Chapter 11                              |
|                       | ) |   |
|                       | ) | <b>ORDER ON MOTION TO COMPEL</b>        |
| Debtor.               | ) | <b>PERFORMANCE UNDER CONFIRMED PLAN</b> |
|                       | ) |   |
|                       | ) | Date of Hearing: 12/19/12               |
|                       | ) | Time of Hearing: 10:00 a.m.             |
|                       | / |   |

Debtor Roger Baylocq's Motion to Compel Performance under Confirmed Plan, filed herein on August 20, 2012 ("Motion to Compel"), SunTrust Mortgage, Inc. ("SunTrust") having filed a response to the Motion To Compel on December 14, 2012 (Docket No. 179) and a Supplemental (Damages) Declaration of Roger Baylocq in Support of Motion to Compel having been filed by the Debtor on December 18, 2012 (Docket 180), the Motion to Compel having come on regularly for hearing before this Court on December 19, 2012 on its 10:00 a.m. calendar, John White, Esq. appearing for the Debtor, Roger Pierre Baylocq ("Debtor"),

1  
2 appearing personally, and Charles L. Kennon, III, Esq., appearing telephonically for SunTrust  
3 and it appearing that the hearing was duly noticed and that the Order Confirming the Roger  
4 Pierre Baylocq's May 31, 2011 Plan of Reorganization, entered herein April 9, 2012 (Docket  
5 169) ("Order Confirming Plan"), requires SunTrust and US Bank National Association to,  
6 among other things, deed certain real property situate at 2370 Delmonte Lane, Reno, NV 89511  
7 to Debtor, and it further appearing that said property has not yet been conveyed to Debtor as  
8 required by the Order Confirming Plan, and the court being fully apprised in the premises,  
9

10 IT IS HEREBY ORDERED that:  
11

12 1. SunTrust shall comply with the provisions of the Order Confirming Plan which  
13 pertain to 2370 Delmonte Lane, Reno, NV on or before December 31, 2012.  
14

15 2. SunTrust shall promptly send a retraction of all derogatory or negative credit  
16 information or remarks which it supplied to Experian and/or any other credit reporting agency  
17 that pertains to Roger Baylocq, from the Petition Date (April 15, 2010) through the present time  
18 and must inform any recipients of its November report that the Negative Information reported in  
19 November, 2012, is incorrect and should not have been posted. Promptly after accomplishing  
20 the corrections required by this paragraph, SunTrust shall supply Debtor with proof of its efforts  
21 to correct the erroneous information and any responses it has received from any credit reporting  
22 agencies.  
23

24 3. SunTrust, by counsel, informed this Court at the time of the December 19, 2012  
25 hearing on Debtor's Motion to Compel that he would contact counsel for Debtor with regard to  
26 Debtor's attorney's fees and other issues resulting from their non-compliance to date with this  
27

1  
2 Court's April 9, 2012 Order Confirming Plan. In the event that Debtor is unsatisfied with the  
3 results of these negotiations, Debtor's counsel may call the clerk of this Court and schedule a  
4 show cause hearing to occur in January, 2013, or such other date as is permitted by the Court's  
5 calendar.

6  
7 IT IS SO ORDERED.

8  
9 Submitted by:

10 WHITE LAW CHARTERED

11  
12 By:  \_\_\_\_\_

13 John White, Esq.

Approved/Disapproved:

THE COOPER CASTLE LAW FIRM

14  
15 By:  \_\_\_\_\_

16 Charles L. Kennon, III, Esq.

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21  
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23  
24  
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26  
27 WHITE LAW  
28 CHARTERED  
LAWYERS  
CENTURY BLDG  
W FIRST STREET  
NO NV 89503

775: 322 6000  
775: 322 1228

Counsel submitting this document certifies that the order accurately reflects the Court's ruling and that (check one):

\_\_\_\_\_ The court has waived the requirements set forth in LR 9021(b)(1).

\_\_\_\_\_ No party appeared at the hearing or filed an objection to the Motion.

X I have delivered a copy of this proposed order to all counsel who appeared at the hearing, and any unrepresented parties who appeared at the hearing, and each has approved or disapproved the order, or failed to respond, as indicated below:

Charles Kennon, III, Esq. - (Copy delivered by email on Dec. 21, 2012) - Approved/  
Disapproved on 12-28-12 / Failed to respond

Unrepresented parties appearing- None

\_\_\_\_\_ I certify that this is a case under Chapter 7 or 13, that I have served a copy of this order, and no parties appeared or filed written objections.

Dated this 24th day of December, 2012.

WHITE LAW CHARTERED

JOHN WHITE, ESQ.